IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 31ST JULY 2007 / 9TH SRAVANA 1929

WP(C).No. 12289 of 2006(K)

PETITIONER:

K.G. AJAYAKUMAR,
GOPI SADANAM, KAKKANAM, MARAYAMUTTOM,
NEYYATTINKARA, THIRUVANANTHAPURAM.

BY ADV. SRI.M.R.RAJESH

RESPONDENTS:
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1. THE KERALA PUBLIC SERVICE COMMISSION,
K.P.S.C. OFFICE, PATTOM P.O., THIRUVANANTHAPURAM,
REP. BY ITS CHAIRMAN.

2. THE SECRETARY,
KERALA PUBLIC SERVICE COMMISSION, K.P.S.C. OFFICE,
PATTOM P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.P.C.SASIDHARAN, SC, KPSC

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 12289/2006

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE ADMISSION TICKET OF THE PETITIONER.

EXT.P2. COPY OF THE NOTIFICATION NO. S/L. NO. 21/2006/ER V/2006/EW DT. 31/3/06.

EXT.P3. COPY OF THE REPRESENTATION BY THE PETITIONER TO THE R2 DT. 24/4/06.

RESPONDENT'S EXHIBITS

EXT.R2A. COPY OF THE ANSWER SHEET OF THE PETITIONER.

True copy

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K.BALAKRISHNAN NAIR,J.

WP(C)NO.12289 OF 2006-K

Judgment

The petitioner was a candidate, who applied for appointment to the post of Sub Engineer in the Electricity Board under the departmental quota. When Ext.P2 short list was published, it was shown that the petitioner's application was rejected as he wrote and bubbled the register number wrongly. This Writ Petition is filed, challenging the said decision of the Public Service Commission. According to the petitioner, since the Public Service Commission was able to identify his answer sheet, its rejection for the mistake committed by him is unsustainable.

2. The Public Service Commission has filed a counter affidavit in which it is submitted as follows :

> *"The petitioner Sri.K.G.Ajayakumar has filed the Writ Petition against non-inclusion of his register number in the short list published for the post of Sub Engineer (Electrical) in Kerala State Electricity Board under by transfer category. The register number allotted to the candidate for admission to the OMR test(by transfer from Board employees) held on 05.03.2005 was 200009. But the petitioner has wrongly written and bubbled the register number as 100009. Specific directions were given in the answer booklet regarding filling up of*

columns and darkening of bubbles. It was clearly stated that incorrect or incomplete filling of columns or darkening of wrong bubbles will lead to invalidation of the answer booklet. The non-inclusion of the petitioner's register number in the short list was therefore, in order and the petitioner cannot blame the Commission for his own fault. The additional register number 100012 written by the petitioner is for direct recruitment and since he did not secure the minimum required marks for inclusion in the short list for direct recruitment, his register number was not included in the short list. The copy of the answer sheet of the petitioner is produced herewith and marked as Exhibit-R2(a)."

2. Heard. Since the petitioner failed to give the correct register number and bubble it properly as directed in the instructions, I find nothing illegal with the decision of the Public Service Commission. Accordingly, the Writ Petition fails and it is dismissed.

31.07.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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